

1 Jorge Alejandro Rojas  
2 [Rojas.jorge96@gmail.com](mailto:Rojas.jorge96@gmail.com)  
3 Plaintiff in Pro Se  
4 557 Cambridge Way  
5 Bolingbrook, IL 60440  
6 (424) 219-1582  
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8 **UNITED STATES DISTRICT COURT**  
9 **CENTRAL DISTRICT OF CALIFORNIA**  
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11 JORGE ALEJANDRO ROJAS,  
12  
13 Plaintiff,  
14  
15 v.  
16 MARKETIZO MEDIA, and MATIAS  
17 OSCAR,  
18  
19 Defendants.  
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Case No. 2:23-cv-07695-FLA-BFM

Assigned to: Judge Fernando L. Aenlle-Rocha

**NOTICE OF MOTION;  
MOTION FOR EXTENSION OF TIME  
TO SERVE DEFENDANTS**

Hearing: April 5, 2024, 1:30 PM  
First Street Courthouse<sup>1</sup>  
350 W. 1st Street, Courtroom 6B  
6th Floor, Los Angeles, California 90012

**NOTICE OF MOTION**

21 NOTICE IS HEREBY GIVEN, that Plaintiff, Jorge Alejandro Rojas, will bring on  
22 for hearing this Motion for Extension of Time to Serve Defendants, before the Honorable  
23 Fernando L. Aenlle-Rocha, or whomever may be sitting in his stead, on April 5, 2024, at  
24 1:30 PM, or as soon as possible thereafter as he may be heard, at the First Street Courthouse  
25 350 W. 1st Street, Courtroom 6B 6th Floor, Los Angeles, California 90012.  
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<sup>1</sup> Plaintiff intends to separately request the ability to appear for this hearing remotely.

**MOTION FOR EXTENSION OF TIME TO SERVE DEFENDANTS**

Plaintiff, Jorge Alejandro Rojas, pursuant to Fed. R. Civ. P. 4(m), moves this Court for a brief ninety-one (91) day extension of time within which to serve Defendants Marketizo Media (“Marketizo”) and Matias Oscar (“Oscar”), from the current deadline of January 15, 2024 to April 15, 2024. Plaintiff has been unable to confer with any defendant prior to the filing of this motion, and is unaware of any counsel for the same.

This is an action under the Telephone Consumer Protection Act (“TCPA”), 47 U.S.C. § 227, alleging Defendants violated the TCPA by making telephone calls to the Plaintiff without his consent and while being on the National Do Not Call Registry. Plaintiff initially commenced this action against a different set of Defendants (Dkt. 1), which was voluntarily dismissed without prejudice following settlement by the parties (Dkt. 13).

Plaintiff filed his First Amended Complaint against the current set of Defendants on October 17, 2023 – for the conduct alleged in the original Complaint. Dkt. 17. Plaintiff was provided contact information for Marketizo and Oscar by the parties in the original Complaint, and Plaintiff has attempted service on them to that address, but has been unsuccessful. Marketizo has been identified as the entity potentially liable for the telemarketing calls – along with its officer Oscar. Plaintiff has been unable to find a company with that name – but has included it based on representations of counsel of the companies previously sued and dismissed.

On October 25, 2023, Plaintiff retained a process server to serve Oscar, at the address identified by counsel for the dismissed parties. Dkt. 20-1 ¶ 3. A process server attempted to serve Oscar on October 26, 2023, October 31, 2023, November 2, 2023, and November 5, 2023. During the attempts, the server was unable to make contact with Oscar – and ultimately the resident stated that they did not know of someone with that name. Plaintiff has filed the proof of non service. Dkt. 19.

Plaintiff e-mailed Oscar on October 25, 2023, at the e-mail provided by counsel for the former Defendants, in an attempt to resolve this matter. Oscar has not replied. Dkt. 20-

1 ¶ 3. The website domain for Defendants - marketizomedia.com – is currently parked  
2 without content – but prior versions archived from March 2023 do have content - *See*  
3 <https://web.archive.org/web/20230331023649/https://marketizomedia.com/> (archive from  
4 March 31, 2023).

5 On February 18, 2024, Plaintiff moved the Court for subpoenas to aid in service of  
6 process. Dkt. 21. The Magistrate Judge granted the request on February 21, 2024, and  
7 Plaintiff is now in the process of serving those subpoenas. The subpoenas are directed at  
8 the domain registrar and LinkedIn Corporation.

9 Plaintiff seeks this brief extension of time in order to obtain subpoena returns and  
10 then identify an alternate means to serve Defendants.

11 This is the first such extension requested<sup>2</sup>, and will not prejudice any party and is  
12 not meant for the purpose of delay. This case is still in an early stage. Defendants will still  
13 have an option to answer the operative complaint via pleading or motion. Plaintiff has also  
14 worked diligently to identify a proper means to serve Defendants, making several attempts  
15 to serve them at the address provided by the prior settling parties, researching for a real  
16 corporate entity, and attempting to establish means of communication via e-mail with  
17 Oscar. Plaintiff recently the subpoenas requested yesterday and is in the process of serving  
18 them.

19 Plaintiff respectfully requests the Court extend the deadline to serve Defendants to  
20 and including April 15, 2024.

21 Dated: February 22, 2024.

22 /s/ Jorge Alejandro Rojas  
23 Jorge Alejandro Rojas  
24 [Rojas.jorge96@gmail.com](mailto:Rojas.jorge96@gmail.com)  
25 Plaintiff in Pro Se  
26 557 Cambridge Way  
27 Bolingbrook, IL 60440  
28 (424) 219-1582

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<sup>2</sup> Plaintiff previously moved for an extension but withdrew the request recently because he was requesting a further extension request.

## CERTIFICATE REGARDING CONFERRAL

Plaintiff is unaware of counsel for any Defendant. Plaintiff has previously e-mailed Defendant Oscar and has not received a response. Plaintiff has been unable to confer with any Defendant prior to the filing of this motion.

Dated: February 22, 2024.

/s/ Jorge Alejandro Rojas  
Jorge Alejandro Rojas

## CERTIFICATE OF WORD COUNT

The undersigned, Plaintiff, certifies that this brief contains 911 words, which complies with the word limit of L.R. 11-6.1.

Dated: February 22, 2024

*/s/ Jorge Alejandro Rojas*  
JORGE ALEJANDRO ROJAS

## CERTIFICATE OF SERVICE

Plaintiff will mail a copy of this filing to each Defendants last known address via USPS First Class Mail.

Dated: February 22, 2024.

/s/ Jorge Alejandro Rojas  
Jorge Alejandro Rojas